

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**  
( Not for submission under 37 CFR 1.99)

Application Number		
Filing Date	2006-08-03	
First Named Inventor	Thomas SCHNELLE	
Art Unit		
Examiner Name		
Attorney Docket Number	B1180/20058	

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Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	6801311	B1	2004-10-05	Fuhr et al.	
	2	6437551	B1	2002-08-20	Krulevitch et al.	
	3	4578167		1986-03-25	Schoner	

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	1	20020093641	A1	2002-07-18	Ortyn et al.	
	2	20020127144	A1	2002-09-12	Mehta	
	3	20020182627	A1	2002-12-05	Wang et al.	

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**FOREIGN PATENT DOCUMENTS**

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Examiner Initial*	Cite No	Foreign Document Number <sup>3</sup>	Country Code <sup>2</sup> <i>i</i>	Kind Code <sup>4</sup>	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T <sup>5</sup>
	1	199 52 322	DE	C2	2001-05-17	Gunther et al.		<input type="checkbox"/>
	2	WO0131315	WO	A1	2001-05-03	Gunther et al.		<input type="checkbox"/>
	3	199 03 001	DE	A1	2000-08-24	Fuhr et al.		<input type="checkbox"/>
	4	WO0037165	WO	A1	2000-06-29	Fuhr et al.		<input type="checkbox"/>
	5	WO9960378	WO	A1	1999-11-25	Wood		<input type="checkbox"/>
	6	1555091	GB		1979-11-07	Hogg		<input type="checkbox"/>
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**NON-PATENT LITERATURE DOCUMENTS**

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	1	Muller, T. et al.: "A 3-D microelectrode system for handling and caging single cells and particles." Biosensors & Bioelectronics 14 (1999) 247-256	<input type="checkbox"/>

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	2	PCT/EP2005/001084, International Search Report	<input type="checkbox"/>
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#### EXAMINER SIGNATURE

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> See Kind Codes of USPTO Patent Documents at [www.USPTO.GOV](http://www.USPTO.GOV) or MPEP 901.04. <sup>2</sup> Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>3</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>4</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>5</sup> Applicant is to place a check mark here if English language translation is attached.

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### CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

**OR**

That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

See attached certification statement.  
 Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.  
 None

#### SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/David M. Tener/	Date (YYYY-MM-DD)	2006-08-03
Name/Print	David M. Tener	Registration Number	37054

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION**

Applicant(s): Thomas SCHNELLE et al.

U.S. National Stage of PCT/EP2005/001084 Int'l Filing Date: February 3, 2005

Serial No: Group Art Unit:

Filed: August 3, 2006 Examiner:

Att. Docket No.: B1180/20058 Confirmation No.:

For: MICROFLUIDIC SYSTEM COMPRISING AN ELECTRODE ARRANGEMENT AND  
ASSOCIATED CONTROL METHOD

**IDS CERTIFICATION STATEMENT**

Mail Stop PCT  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR §1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached Form PTO/SB/08a. Unless otherwise indicated herein, one copy of each reference is attached. No copies of U.S. patents or U.S. patent application publications are attached. 37 CFR § 1.98(a)(2)(ii). It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom. No representation is made that the reference(s) is/are prior art with respect to this application.

This Information Disclosure Statement is being filed within three months of the filing date of a national application other than a CPA under 37 CFR § 1.53(d), within three months of the date of entry of the national stage as set forth in 37 CFR § 1.491 in an international application, before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of an RCE under 37 CFR § 1.114. No certification or fee is required. 37 CFR § 1.97(b).

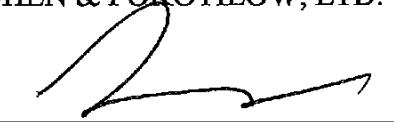
Attorney Docket No. B1180/20058  
U.S. National Stage of PCT/EP2005/001084  
IDS Certification Statement dated: August 3, 2006

With respect to the non-English language references, WO 01/31315 contains an English-language abstract and is a counterpart of DE 199 52 322. U.S. Pat. No. 6,801,311 is an English-language counterpart of DE 199 03 001. WO 00/37165 includes an English-language abstract. DE 199 52 322 and WO 00/37165 are also cited in the attached international search report.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOW, LTD.

By



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Attorneys for Applicant(s)

August 3, 2006

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